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5 KENNETH R. CALIHAN,  
6 Plaintiff,  
7 v.  
8 GARRETT AUSTIN SLOINKER, et al.,  
9 Defendants.

Case No. [19-cv-07645-EMC](#)

**ORDER OF DISMISSAL**

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11 On February 14, 2020, mail that had been sent from the court to plaintiff at the only  
12 address he provided to the court was returned undelivered, bearing stamps that stated “return to  
13 sender” and “not in custody.” Docket No. 12. Plaintiff has not updated his address and more than  
14 sixty days have passed since the mail was first returned to the court undelivered. Plaintiff has  
15 failed to comply with Local Rule 3-11(a) which requires a party proceeding *pro se* to “promptly  
16 file with the court and serve upon all opposing parties a Notice of Change of Address specifying  
17 the new address” when his address changes. Local Rule 3-11(b) allows the court to dismiss a  
18 complaint without prejudice when mail directed to a *pro se* party is returned as not deliverable and  
19 the *pro se* party fails to send written notice of his current address within sixty days of the return of  
20 the undelivered mail. This action is DISMISSED without prejudice because plaintiff failed to  
21 keep the court informed of his address in compliance with Local Rule 3-11(a).

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23 **IT IS SO ORDERED.**

24 Dated: 4/24/2020

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EDWARD M. CHEN  
United States District Judge